



US Army Corps
of Engineers
Seattle District

Public Notice of Application for Permit

Regulatory Branch
Post Office Box 3755
Seattle, Washington 98124-3755
Telephone (206) 764-3495
ATTN: Ann Uhrich, Project Manager

Public Notice Date: June 21, 2005
Expiration Date: July 11, 2005
Reference: 200300954
Name: Silverdale, Port of

20-Day Comment Period

Interested parties are hereby notified that an application has been received for a Department of the Army permit in accordance with Section 10 of the Rivers and Harbors Act of 1899, and Section 404 of the Clean Water Act for certain work described below and shown on the enclosed drawings.

APPLICANT: Port of Silverdale
Post Office Box 310
Silverdale, Washington 98393-0310
ATTN: Mr. Harry Knap
Telephone: (360) 698-4910

AGENT: AHBL, Inc.
2215 North 30th Street, Suite 300
Tacoma, Washington 98403
ATTN: Mr. David Shroedel
Telephone: (253) 383-2422

LOCATION: In Dyes Inlet, Puget Sound, at Silverdale, Kitsap County, Washington.

WORK: Maintenance dredge a total of 3,950 cubic yards (cy) of sediments (primarily sand) by barge-mounted clamshell, over 1.55 acres. Work will be in two areas: 2,350 cy (0.99 acre) at the base of the existing boat ramp and 1,600 cy (0.55 acre) in the marina and navigation channel west of the existing pier, ramp, and float structures. Sediment will be disposed of at the DNR approved dispersive open water disposal site in Elliott Bay.

PURPOSE: To maintain adequate depth for navigation and public access to Dyes Inlet and Puget Sound.

PUGET SOUND DREDGED DISPOSAL ANALYSIS (PSDDA):

Dredged Material Testing: The proposed dredged material has been tested according to the procedures specified in PSDDA, a multi-agency program for the evaluation of dredged material proposed for disposal at open-water sites in Puget Sound. The PSDDA evaluations may include both chemical and biological testing of sediments. For this project, the PSDDA agencies determined that all 3,950 cubic yards were suitable for unconfined disposal at the PSDDA dispersive open-water disposal site in Elliott Bay. The sediment testing data are available at the U.S. Army Corps of Engineers (Corps), Seattle District, Dredged Material Management Office.

Disposal Site Use Conditions: The following standard site use conditions will be specified by the Corps and the Washington Department of Natural Resources (DNR) as part of the Federal/State permitting processes: (1) during the periods of tribal fishing in the disposal site area, disposal will only occur during daylight hours; and (2) during the daylight hours, "navigation rules of the road" will apply to the dredger in the event Tribal fishing is occurring at the disposal site. The dredger's permit will state that disposal is to occur when there is no Tribal fishing occurring at the disposal site. Other appropriate special conditions may be added as a result of comments received during the public review period for this public notice.

ADDITIONAL INFORMATION: The boat ramp and dredging were authorized in 1993 by DA permit number OYB-2-013701, and the pier, ramp, float structures and dredging were authorized in 1986 by DA permit number OYB-2-010225. Both areas were previously dredged, in 1993 and 1989, respectively. The applicant has requested expeditious review and comment on this application (note the *20-day comment period* for this Public Notice). They received a 1-year extension on funding from the State's Inter-Agency Committee, through August 31, 2005. Loss of this funding would mean long delays in project implementation, and adverse impacts to the ability of emergency services such as Central Kitsap Fire & Rescue and the Kitsap County Sheriff's Office, both of which respond to water-related emergencies in Dyes Inlet.

MITIGATION: No mitigation was proposed by the applicant.

ENDANGERED SPECIES: The Endangered Species Act (ESA) requires federal agencies to consult with the National Marine Fisheries Service (NMFS) and/or U.S. Fish and Wildlife Service (USFWS) pursuant to Section 7 of ESA on all actions that may affect a species listed (or proposed for listing) under the ESA as threatened, or endangered or any designated critical habitat. The Coastal/Puget Sound bull trout (*Salvelinus confluentus*), threatened; Puget Sound Chinook (*Oncorhynchus tshawytscha*), threatened; Bald eagle (*Haliaeetus leucocephalus*) threatened; Marbled murrelet (*Brachyramphus marmoratus*), threatened; Steller sea lion (*Eumetopias jubatus*), threatened; Humpback Whale (*Megaptera novaeangliae*), endangered; and Leatherback Sea Turtle (*Dermochelys coriacea*), endangered in the state of Washington, occur or may occur in the proposed project area. The Killer whale, South Resident pod (*Orcinus orca*) is proposed for listing as threatened under the ESA. For Puget Sound Chinook, critical habitat has been proposed for designation.

After receipt of comments from this public notice, the U.S. Army Corps of Engineers will evaluate the potential impacts to the Puget Sound bull trout, Puget Sound Chinook, bald eagle, marbled murrelet, Steller sea lion, humpback whale, leatherback sea turtle, and killer whale. The Corps will consult with the NMFS and the USFWS as required by Section 7 of the ESA.

ESSENTIAL FISH HABITAT: The Magnuson-Stevens Fishery Conservation and Management Act, as amended by the Sustainable Fisheries Act of 1996, requires all Federal agencies to consult with the NMFS on all actions, or proposed actions, permitted, funded, or undertaken by the agency, that may adversely affect Essential Fish Habitat (EFH). The proposed action would impact approximately 1.55 acres of EFH for Pacific salmon, Groundfish, and Coastal Pelagic Species in the project area.

The U.S. Army Corps of Engineers (Corps) has determined that the proposed action will adversely affect designated EFH for federally managed fisheries in Washington waters. The work could temporarily increase turbidity/suspended sediments and risk of chemical contamination in the water column over a short period in a localized area. The Corps will initiate EFH consultation with the NMFS as required by Federal law.

CULTURAL RESOURCES: The District Engineer has reviewed the latest published version of the National Register of Historic Places, lists of properties determined eligible and other sources of information. There are no recorded historic properties within the permit area. The permit area has been so extensively modified by modern development that little likelihood exists for the proposed project to impinge upon an undisturbed historic property.

The District Engineer invites responses to this public notice from Native American Nations or tribal governments; Federal, State, and local agencies; historical and archeological societies; and other parties likely to have knowledge of or concerns with historic properties in the area. This public notice initiates consultation under Section 106 of the National Historic Preservation Act (36 CFR 800.4[a][3]), with any Tribe that has information or concerns with historic properties in the proposed permit area.

PUBLIC HEARING: Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

EVALUATION: The decision whether to issue a permit will be based on an evaluation of the probable impacts, including cumulative impacts, of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits, which reasonably may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered, including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people.

The U.S. Army Corps of Engineers is soliciting comments from the public; Native American Nations or tribal governments; Federal, State, and local agencies and officials; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps to determine whether to issue, modify, condition or deny a permit for the work. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

The proposed discharge will be evaluated for compliance with guidelines promulgated by the Environmental Protection Agency under authority of Section 404(b)(1) of the Clean Water Act. These guidelines require an alternatives analysis for any proposed discharge of dredged or fill material into waters of the United States.

ADDITIONAL EVALUATION: The State of Washington is reviewing this work for consistency with the approved Washington Coastal Zone Management Program and for compliance with the applicable State and Federal water quality standards pursuant to Section 401 of the Clean Water Act.

This proposal is the subject of Shorelines Substantial Development Permit No. 040513-023, which was issued by Kitsap County on August 20, 2004.

COMMENT AND REVIEW PERIOD: Conventional mail or e-mail comments on this public notice will be accepted and made part of the record and will be considered in determining whether it would be in the public interest to authorize this proposal. In order to be accepted, e-mail comments must originate from the author's e-mail account and must include on the subject line of the e-mail message the permit applicant's name and reference number as shown below. All e-mail comments should be sent to Ann.R.Uhrich@usace.army.mil. Conventional mail comments should be sent to U.S. Army Corps of Engineers, Regulatory Branch, Post Office Box 3755, Seattle, Washington, 98124-3755. Both conventional mail or e-mail comments must include the permit applicant's name and reference number, as shown below, and the commentor's name, address, and phone number. All comments whether conventional mail or e-mail must reach this office, no later than the expiration date of this public notice to ensure consideration. Please include the following name and reference number:

Silverdale, Port of, 200300954

Encl
Drawings (5)

OWNER:

PORT OF SILVERDALE
P.O. BOX 310
SILVERDALE, WA 98383
CONTACT: HARRY KNAPP
(360) 698-4918

AGENT:

AHBL, INC.
2215 NORTH 30TH ST. STE. 300
TACOMA, WA 98403
CONTACT: DALE COUTURE
(253) 383-2422

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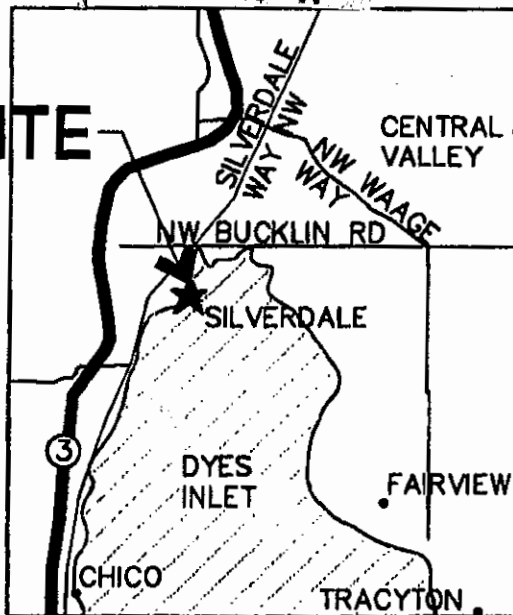
SHEET 5 -- DREDGE MATERIAL DISPOSAL SITE PARCEL #'S

4458-009-009-0001

S 20, T 25N, R 01E
LAT: 47° 38' 34" N
LON: 122° 41' 46" W



SITE



VICINITY MAP 1:10,000

PURPOSE: TO PROVIDE PUBLIC
ACCESS TO DYES INLET &
PUGET SOUND WATERWAYS

JOB: PORT OF SILVERDALE
MAINTENANCE DREDGING AT
EXISTING BOAT RAMP
ADDRESS: 8889 MCCONNELL
AVE. NW, SILVERDALE, WA.,
98383

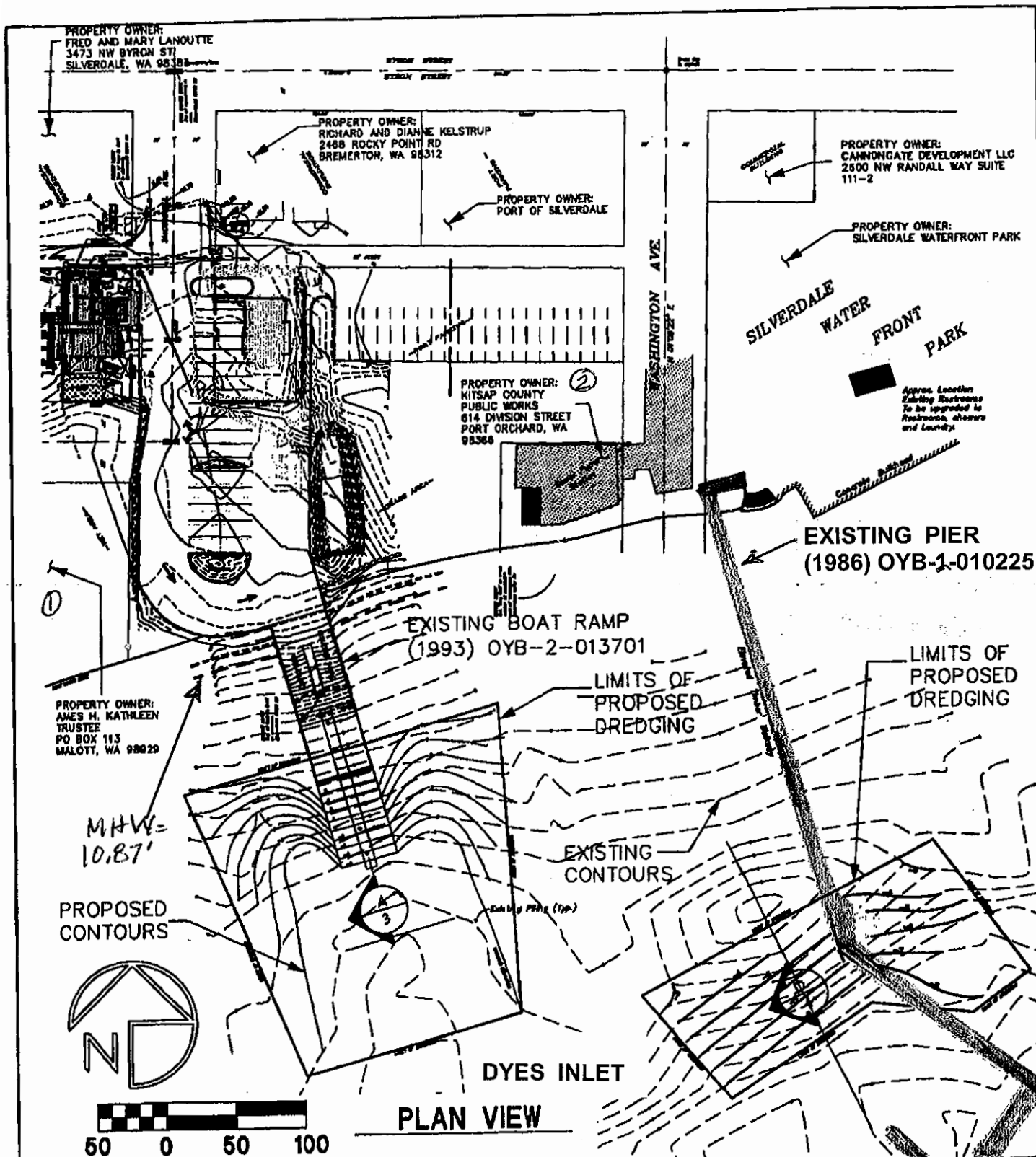
PROPOSED: MAINTENANCE
DREDGING AROUND EXISTING
BOAT RAMP AND PIER

OWNER: PORT OF SILVERDALE,
P.O. BOX 310, SILVERDALE,
WA. 98383
AGENT: AHBL, INC., 2215
NORTH 30TH ST., TACOMA,
WA., 99403

LOCATION: KITSAP COUNTY ON
DYES INLET
DATUM: MLLW = 0

TITLE: INFORMATION & VICINITY
MAP

REVISED: FEB. 17, 2004
SHEET: 1 OF 5



PURPOSE: TO PROVIDE PUBLIC ACCESS TO DYES INLET & PUGET SOUND WATERWAYS

JOB: PORT OF SILVERDALE MAINTENANCE DREDGING AT EXISTING BOAT RAMP

ADDRESS: 8889 MCCONNELL AVE. NW, SILVERDALE, WA., 98383

PROPOSED: MAINTENANCE DREDGING AROUND EXISTING BOAT RAMP AND PIER

OWNER: PORT OF SILVERDALE, P.O. BOX 310, SILVERDALE, WA. 98383

AGENT: AHBL, INC., 2215 NORTH 30TH ST., TACOMA, WA., 99403

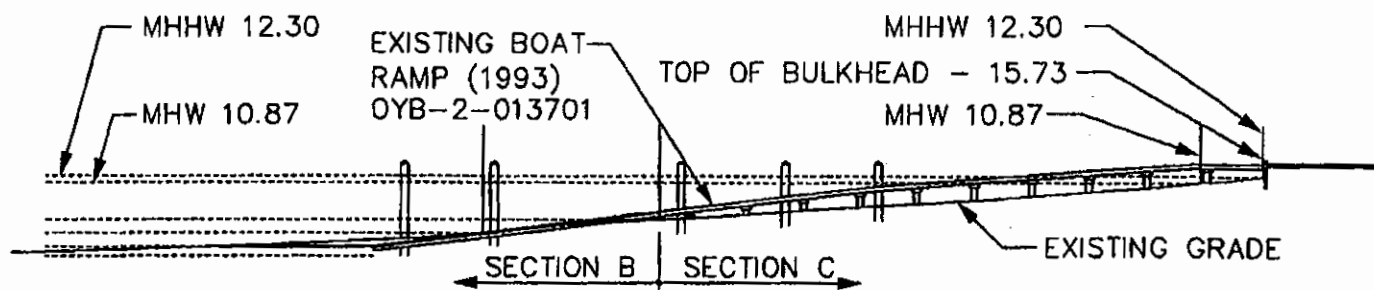
LOCATION: KITSAP COUNTY ON DYES INLET

DATUM: MLLW = 0

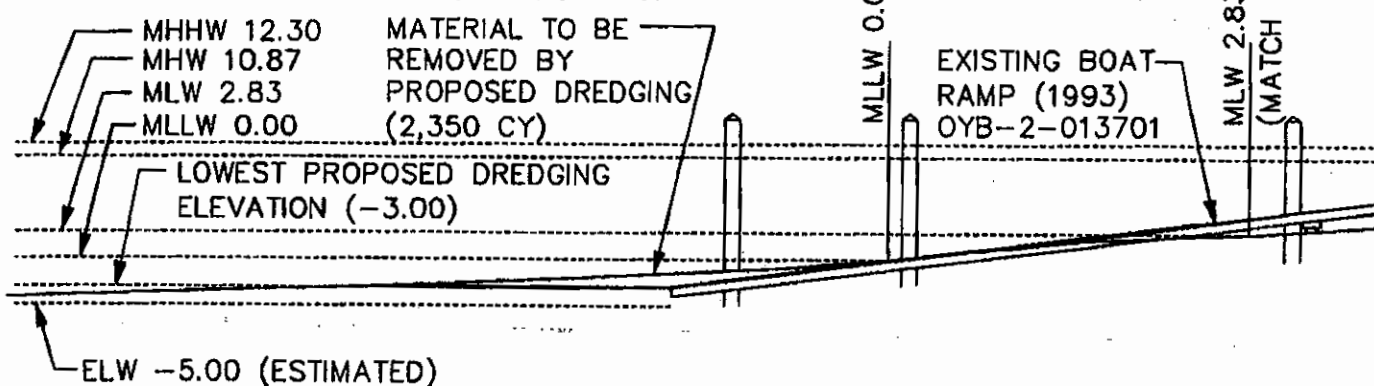
TITLE: SITE PLAN & LEGAL DESCRIPTION

REVISED: Feb. 17, 2005

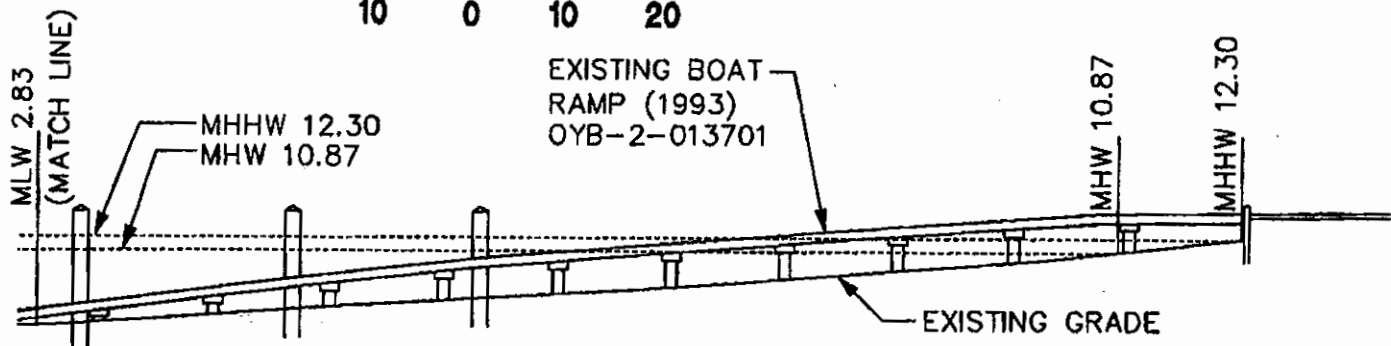
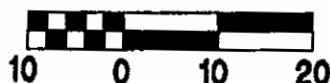
SHEET: 2 OF 5



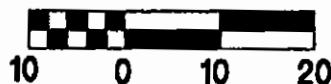
SECTION - A



SECTION - B



SECTION - C



PURPOSE: TO PROVIDE PUBLIC ACCESS TO DYES INLET & PUGET SOUND WATERWAYS

JOB: PORT OF SILVERDALE MAINTENANCE DREDGING AT EXISTING BOAT RAMP

ADDRESS: 8889 MCCONNELL AVE. NW, SILVERDALE, WA., 98383

PROPOSED: MAINTENANCE DREDGING AROUND EXISTING BOAT RAMP AND PIER

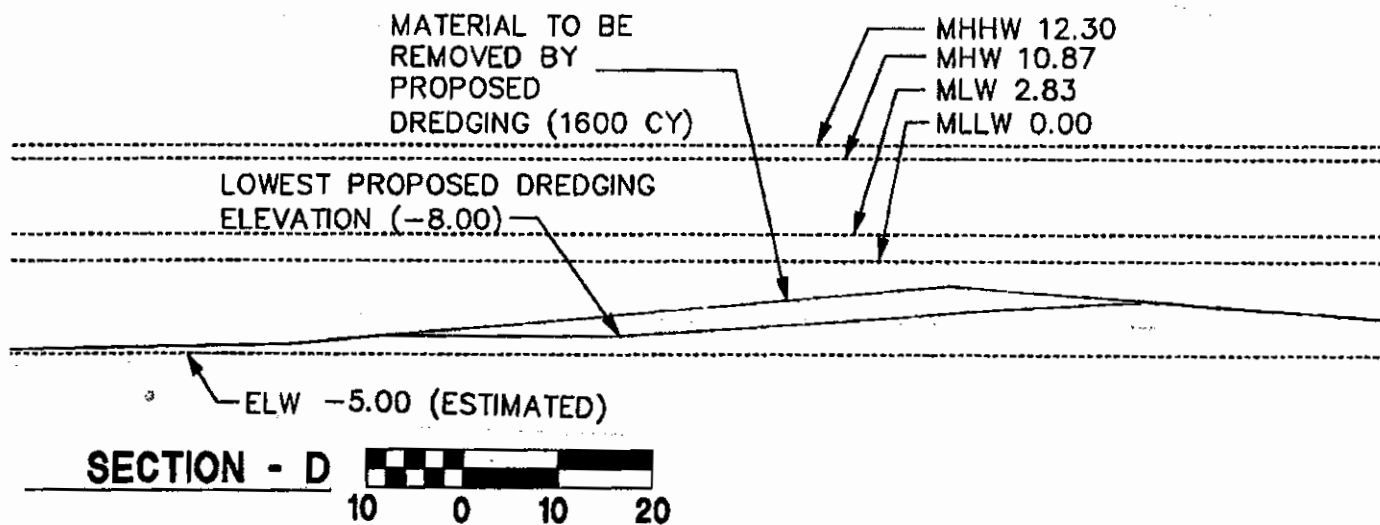
OWNER: PORT OF SILVERDALE, P.O. BOX 310, SILVERDALE, WA. 98383

AGENT: ABL, INC., 2215 NORTH 30TH ST., TACOMA, WA., 99403

LOCATION: KITSAP COUNTY ON DYES INLET
DATUM: MLLW = 0

TITLE: SECTIONS A, B, & C

REVISED: FEB. 15, 2005
SHEET: 3 OF 5



PURPOSE: TO PROVIDE PUBLIC ACCESS TO DYES INLET & PUGET SOUND WATERWAYS

JOB: PORT OF SILVERDALE MAINTENANCE DREDGING AT EXISTING BOAT RAMP

ADDRESS: 8889 MCCONNELL AVE. NW, SILVERDALE, WA., 98383

PROPOSED: MAINTENANCE DREDGING AROUND EXISTING BOAT RAMP AND PIER

OWNER: PORT OF SILVERDALE, P.O. BOX 310, SILVERDALE, WA. 98383

AGENT: AHBL, INC., 2215 NORTH 30TH ST., TACOMA, WA., 99403

LOCATION: KITSAP COUNTY ON DYES INLET

DATUM: MLLW = 0

TITLE: SECTION D

REVISED: Feb 17, 2005
SHEET: 4 OF 5

Elliott Bay Disposal Site

TYPE: Nondispersive

AREA: 415 Acres DEPTH: 300-360 ft.

SITE DIMENSIONS: 6200 ft. by 4000 ft. Ovoid

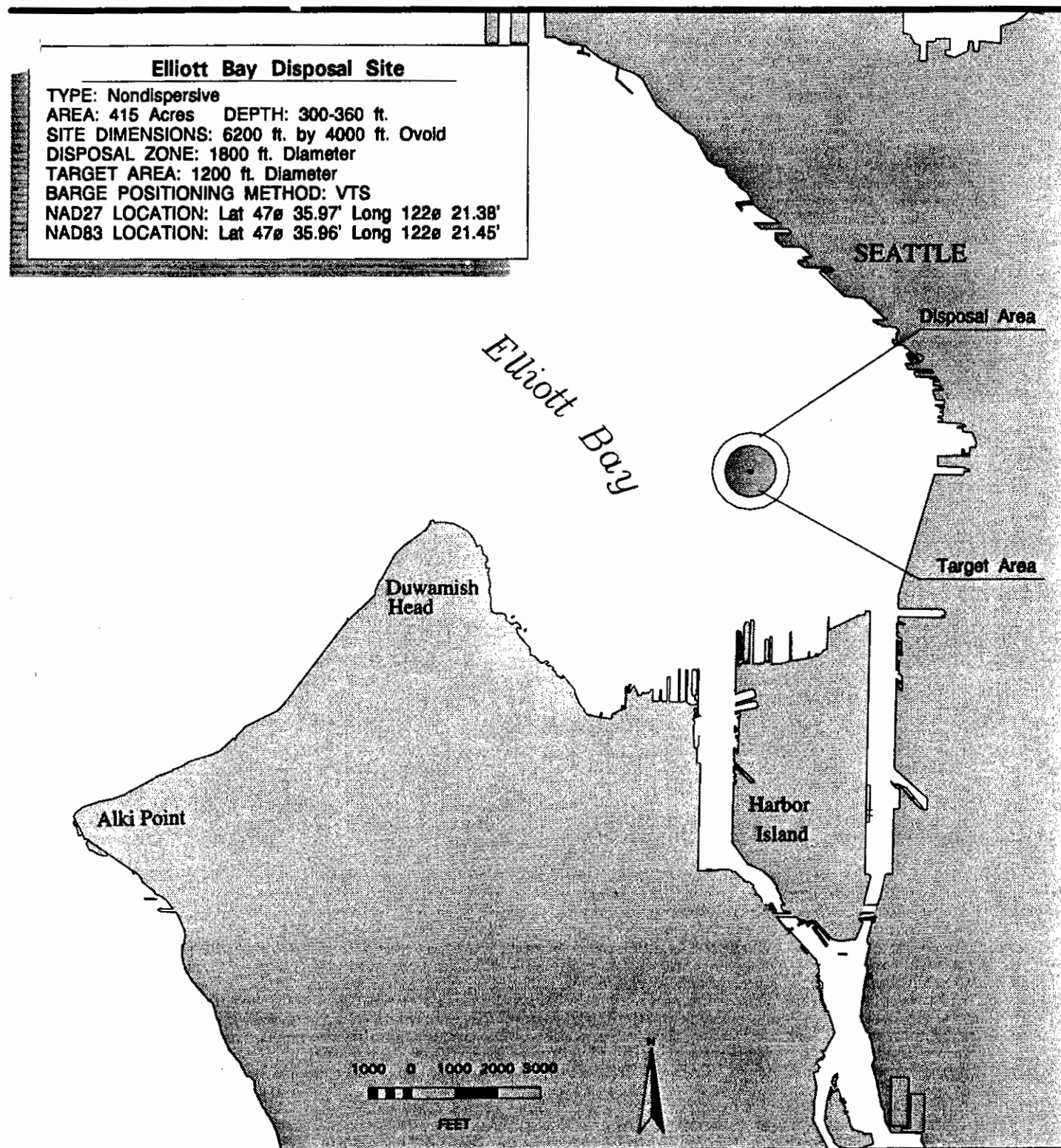
DISPOSAL ZONE: 1800 ft. Diameter

TARGET AREA: 1200 ft. Diameter

BARGE POSITIONING METHOD: VTS

NAD27 LOCATION: Lat 47° 35.97' Long 122° 21.38'

NAD83 LOCATION: Lat 47° 35.96' Long 122° 21.45'



PURPOSE: Maintain public access to Dyes Inlet

DATUM: MLLW = 0

ADJACENT PROPERTY OWNERS:

- ① Ames H. Kathleen Trustee
- ② Kitsap County Public Works

Maintenance dredging at
existing boat ramp & pier

IN Dyes Inlet

AT Silverdale

COUNTY OF Kitsap

STATE WA.

APPLICATION BY Port of Silverdale

SHEET 5 OF 5 DATE



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

*P.O. Box 47600 • Olympia, Washington 98504-7600
(360) 407-6000 • TDD Only (Hearing Impaired) (360) 407-6006*

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Notice of Application for
Water Quality Certification
and for
Certification of Consistency with the
Washington Coastal Zone Management Program

Date: June 21, 2005

Notice is hereby given that a request has been filed with the Department of Ecology, pursuant to the requirements of Section 401 of the federal Clean Water Act of 1977 (PL 95-217), to certify that the project described in the U.S. Army Corps of Engineers Public Notice No. 200300954 will comply with the Sections 301, 302, 303, 306, and 307 of the Act, and with applicable provisions of State and Federal water pollution control laws.

Notice is hereby given that a request has been filed with the Department of Ecology, pursuant to the requirements of Section 307© of the Federal Coastal Zone Management Act of 1972 (16 U.S.C. 1451), to certify that the above referenced project will comply with the Washington State Coastal Zone Management Program and that the project will be conducted in a manner consistent with that program.

Any person desiring to present views on the project pertaining to the project on either or both (1) compliance with water pollution control laws or (2) the project's compliance or consistency with the Washington State Coastal Zone Management Program may do so by providing written comments within 20 days of the above publication date to:

Federal Permit Coordinator
Department of Ecology
SEA Program
Post Office Box 47600
Olympia, Washington 98504-7600